

AMENDMENT TO H.R. 7**OFFERED BY MS. BROWN OF FLORIDA**

At the end of title VIII, add the following new subtitle (and conform the table of contents accordingly):

Subtitle H—Miscellaneous**2 SEC. 8701. DISADVANTAGED BUSINESS ENTERPRISES.**

3 (a) AVAILABILITY OF FUNDS.—Except to the extent
4 that the Secretary of Transportation determines other-
5 wise, not less than 10 percent of the amounts made avail-
6 able for any program under the jurisdiction of the Federal
7 Railroad Administration shall be expended through small
8 business concerns owned and controlled by socially and
9 economically disadvantaged individuals.

10 (b) DEFINITIONS.—In this section, the following defi-
11 nitions apply:

12 (1) SMALL BUSINESS CONCERN.—The term
13 “small business concern” has the meaning that term
14 has under section 3 of the Small Business Act (15
15 U.S.C. 632), except that the term shall not include
16 any concern or group of concerns controlled by the
17 same socially and economically disadvantaged indi-
18 vidual or individuals which has average annual gross
19 receipts over the preceding 3 fiscal years in excess

1 of \$22,410,000, as adjusted annually by the Sec-
2 retary of Transportation for inflation.

3 (2) SOCIALLY AND ECONOMICALLY DISADVAN-
4 TAGED INDIVIDUALS.—The term “socially and eco-
5 nomically disadvantaged individuals” has the mean-
6 ing that term has under section 8(d) of the Small
7 Business Act (15 U.S.C. 637(d)) and relevant sub-
8 contracting regulations issued pursuant to that Act,
9 except that women shall be presumed to be socially
10 and economically disadvantaged individuals for pur-
11 poses of this section.



